

Message

From: Sixkiller, Casey [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E6726ED0E0B34FC3BE9FF16E2CC130EE-SIXKILLER,]
Sent: 6/16/2022 11:36:50 PM
To: Kowalski, Edward [Kowalski.Edward@epa.gov]; Pirzadeh, Michelle [Pirzadeh.Michelle@epa.gov]; Opalski, Dan [Opalski.Dan@epa.gov]
Subject: RE: 60-day Notice re Failure to Comply with Municipal Stormwater General NPDES Permit, Section S4 - Big Gulch

Ed – Thanks, that is very helpful.

Casey

From: Kowalski, Edward <Kowalski.Edward@epa.gov>
Sent: Thursday, June 16, 2022 4:18 PM
To: Sixkiller, Casey <Sixkiller.Casey@epa.gov>; Pirzadeh, Michelle <Pirzadeh.Michelle@epa.gov>; Opalski, Dan <Opalski.Dan@epa.gov>
Subject: RE: 60-day Notice re Failure to Comply with Municipal Stormwater General NPDES Permit, Section S4 - Big Gulch

Thanks for forwarding, Casey. For context, this notice is a statutory requirement before filing a citizens suit under the Clean Water Act and is intended in part to give the regulatory agencies an opportunity to act before the filing of a lawsuit or to inform the plaintiffs if they are already acting (i.e., "diligent prosecution," which would bar the citizens lawsuit). The statute also requires that we be allowed to comment on any proposed settlement. When the notice is of a potential lawsuit against another entity, you can forward to Beverly and me. When they notify of potential action against us, you can exclude me and add the appropriate program division director (almost all of our statutes have citizen suit provisions) along with Beverly.

Edward J.
Kowalski

Director
Enforcement and Compliance Assurance Division
U.S. EPA Region 10
Seattle, WA 98101
(206) 399-9194

From: Sixkiller, Casey <Sixkiller.Casey@epa.gov>
Sent: Thursday, June 16, 2022 3:32 PM
To: Pirzadeh, Michelle <Pirzadeh.Michelle@epa.gov>; Opalski, Dan <Opalski.Dan@epa.gov>; Kowalski, Edward <Kowalski.Edward@epa.gov>
Subject: Fwd: 60-day Notice re Failure to Comply with Municipal Stormwater General NPDES Permit, Section S4 - Big Gulch

FYI

Begin forwarded message:

From: Morgan Hentrup <mhentrup@earthjustice.org>
Date: June 16, 2022 at 10:26:56 AM PDT
To: mnienhuis@mukilteowa.gov, jmarine@mukilteowa.gov
Cc: jbrimmer@earthjustice.org, "Sixkiller, Casey" <Sixkiller.Casey@epa.gov>, Laura.Watson@ecy.wa.gov

Subject: RE: 60-day Notice re Failure to Comply with Municipal Stormwater General NPDES Permit, Section S4 - Big Gulch

My apologies. Attached is the entire letter.

-Morgan

Morgan Hentrup
Supervising Litigation Paralegal, Northwest Office
(she/her/hers)
810 Third Avenue, Suite 610
Seattle, WA 98104
T: (206) 718-5455
www.earthjustice.org

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From: Matt Nienhuis <mnienhuis@mukilteowa.gov>
Sent: Thursday, June 16, 2022 10:12 AM
To: Morgan Hentrup <mhentrup@earthjustice.org>; jmarine@mukilteowa.gov
Cc: Janette Brimmer <jbrimmer@earthjustice.org>; sixkiller.casey@epa.gov; laura.watson@ecy.wa.gov
Subject: RE: 60-day Notice re Failure to Comply with Municipal Stormwater General NPDES Permit, Section S4 - Big Gulch

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Hello Morgan,

Will you please send me the whole letter as the attachment only includes one page and ends mid-sentence.

Thank you.

***Please Note New Phone Numbers Below**

Matt Nienhuis
Public Works Director
11930 Cyrus Way
Mukilteo, WA 98275
Ph: 425-263-8081
Cell: 425-367-2670

From: Morgan Hentrup <mhentrup@earthjustice.org>

Sent: Thursday, June 16, 2022 10:01 AM

To: Joe Marine <jmarine@mukilteo.gov>; Matt Nienhuis <mnienhuis@mukilteo.gov>

Cc: jbrimmer@earthjustice.org; sixkiller.casey@epa.gov; laura.watson@ecy.wa.gov

Subject: 60-day Notice re Failure to Comply with Municipal Stormwater General NPDES Permit, Section S4 - Big Gulch

[WARNING: THIS MESSAGE HAS COME FROM A SENDER OUTSIDE THE CITY OF MUKILTEO NETWORK,]

Dear Mayor Marine and Mr. Nienhuis:

Please see the attached 60-day notice from attorney Janette Brimmer in the referenced matter, hard copies to follow via certified mail.

Sincerely,

Morgan

Morgan Hentrup

Supervising Litigation Paralegal, Northwest Office

(*she/her/hers*)

810 Third Avenue, Suite 610

Seattle, WA 98104

T: (206) 718-5455

www.earthjustice.org

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